

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SHIMSHON WEXLER
on behalf of himself and all others similarly
situated

Civil Action No. 1:22-cv-01348-PAE

Plaintiff,

v.

LVNV FUNDING, LLC; and
RESURGENT CAPITAL SERVICES LP;

Defendants.

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**NOTICE OF MOTION FOR LEAVE TO TAKE LIMITED DISCOVERY AND TO STAY
DEFENDANTS' MOTION TO COMPEL ARBITRATION**

PLEASE TAKE NOTICE that Plaintiff, through his counsel, Law Offices of Gus Michael Farinella, PC, will move before the United States District Court, Southern District of New York, at the courthouse located at 40 Foley Square, New York, New York 10007, for an Order pursuant to Fed. R. Civ. P. 56(d) to take limited discovery and stay Defendants' Motion to Compel Arbitration.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Plaintiff relies upon the accompanying Memorandum of Law and Plaintiff also submits a proposed Order.

Dated: July 8, 2022

The Law Offices of Gus Michael Farinella, PC

/s/ Ryan Gentile

By: _____

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